

**TOWN OF ADDISON, TEXAS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING ORDINANCE NO. O10-023, SO AS TO AMEND A SPECIAL USE PERMIT FOR A RESTAURANT AND A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION TO AUTHORIZE A PATIO COVER, ON PROPERTY LOCATED AT 15175 QUORUM DRIVE; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00); AND PROVIDING FOR SAVINGS, SEVERABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, the property located at 15175 Quorum Drive is zoned PD, Planned Development, with Special Use Permits for a restaurant and for the sale of alcoholic beverages for on premises consumption; and

**WHEREAS**, at its regular meeting held on August 16, 2016, the Planning & Zoning Commission considered and made recommendations on a request for an amendment to an existing Special Use Permit for a restaurant and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption (Case No.1741-SUP); and

**WHEREAS**, this change of zoning is in accordance with the adopted Comprehensive Plan of the Town of Addison, as amended; and

**WHEREAS**, after due deliberations and consideration of the recommendation of the Planning and Zoning Commission, the information received at a public hearing, and other relevant information and materials, the City Council of the Town of Addison, Texas finds that this amendment promotes the general welfare and safety of this community.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

**Section 1.** The recitals and findings set forth above are hereby found to be true and correct and incorporated as if fully set forth herein.

**Section 2.** That the Comprehensive Zoning Ordinance of the Town of Addison, Texas, is hereby amended by amending Ordinance O10-023, Section 2, to revise condition 1, to read as follows:

1. That prior to the issuance of a Certificate of Occupancy, said property shall be improved in accordance with the site plan, and building elevations showing a 700 square-foot patio, which are attached hereto in Exhibit A and made a part hereof for all purposes.

**Section 3.** That the Comprehensive Zoning Ordinance of the Town of Addison, Texas, is hereby amended by amending Ordinance O10-023, to add Exhibit A as included in this ordinance.

Ordinance No. \_\_\_\_\_

**Section 4.** The provisions of the Town of Addison Code of Ordinances, as amended, shall remain in full force and effect save and except as amended by this ordinance.

**Section 5.** Any person, firm, corporation, or other business entity violating any of the provisions or terms of this Ordinance shall, in accordance with Article XXVIII (Penalty for Violation) of the Zoning Ordinance, be fined, upon conviction, in an amount of not more than Two Thousand and No/100 Dollars (\$2,000.00), and a separate offense shall be deemed committed each day during or on which a violation occurs or continues.

**Section 6.** The provisions of this Ordinance are severable, and should any section, subsection, paragraph, sentence, phrase or word of this Ordinance, or application thereof to any person, firm, corporation or other business entity or any circumstance, be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of the remaining or other parts or portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining parts or portions of this Ordinance despite such unconstitutionality, illegality, or invalidity, which remaining portions shall remain in full force and effect.

**Section 7.** All ordinances of the City in conflict with the provisions of this Ordinance be, and the same are hereby repealed, and all other ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section 8.** This Ordinance shall become effective from and after its passage and approval and after publication as may be required by law or by the City Charter or ordinance.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 13th day of September, 2016.**

\_\_\_\_\_  
Todd Meier, Mayor

ATTEST:

\_\_\_\_\_  
Laura Bell, City Secretary

CASE NO: 1741-SUP/Arthur's Restaurant

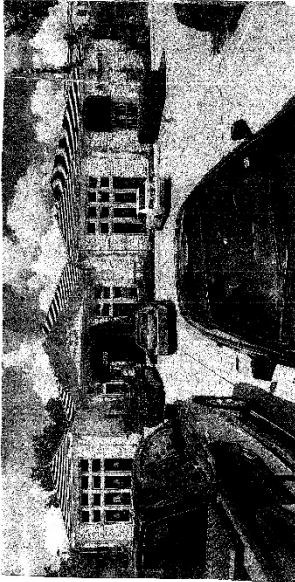
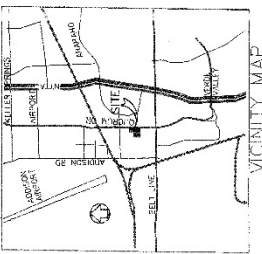

APPROVED AS TO FORM:

\_\_\_\_\_  
Brenda N. McDonald, City Attorney

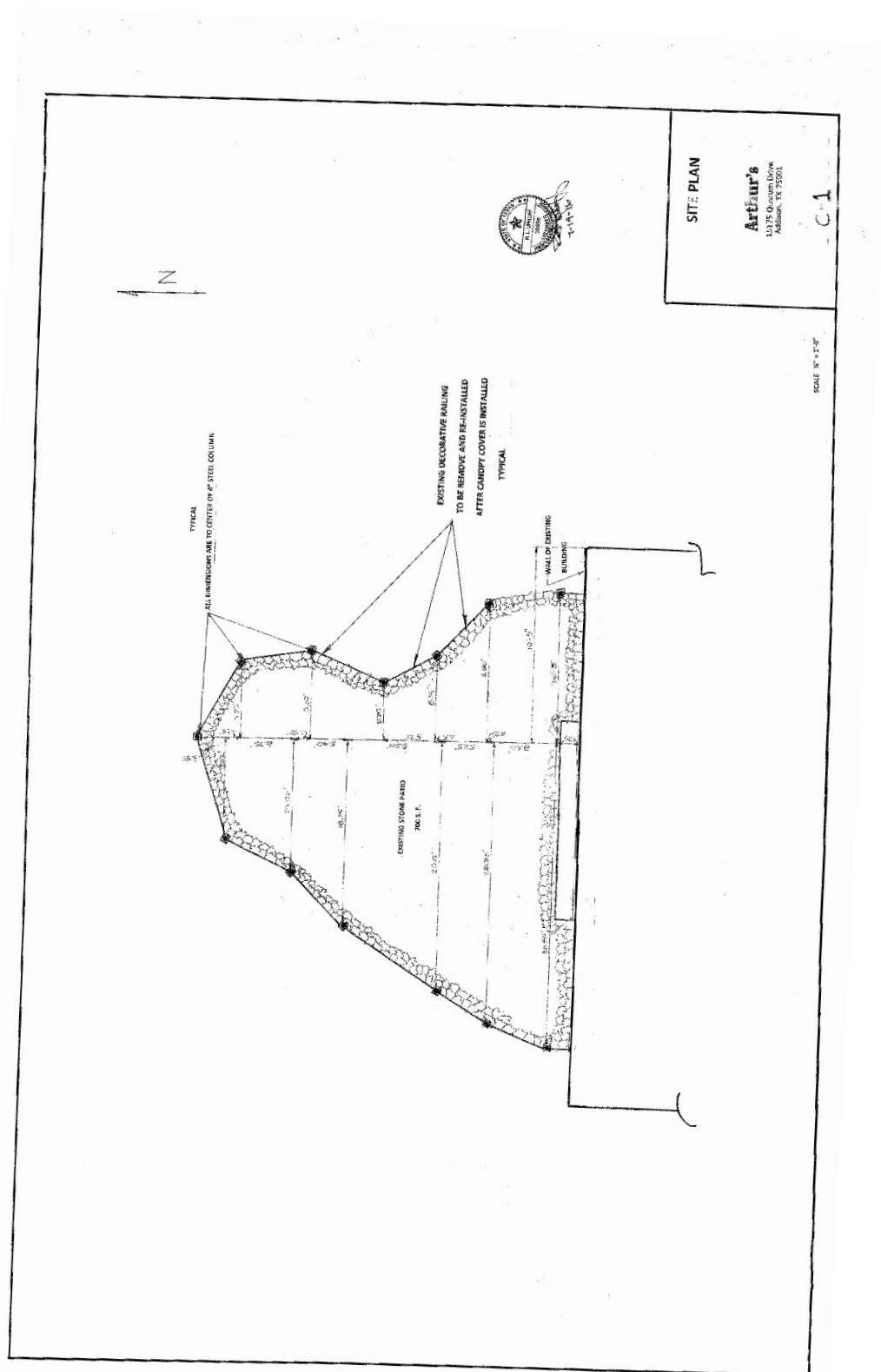
PUBLISHED ON: \_\_\_\_\_

Ordinance No. \_\_\_\_\_

**EXHIBIT A**

<b>ARTHUR'S RESTAURANT</b> 15175 QUORUM DRIVE ADDISON, TEXAS	
<b>QUORUM CENTRE-EAST 2, LOT 3</b> <b>EXISTING PATIO COVER</b>	
<b>TABLE OF CONTENTS</b>	
T-1 TITLE SHEET	
C-1 SITE PLAN	
C-2 BUILDING ELEVATION	
	
	
	
<b>OWNER</b> MOHSEN HEIDARI ARTHUR'S RESTAURANT 15175 QUORUM DR. ADDISON, TEXAS 75001 972-385-0800	
<b>ARTHUR'S RESTAURANT</b> <b>QUORUM DRIVE</b> ADDISON, TEXAS	
<small>R. B. ASSOCIATES, INC. CONSULTING CIVIL ENGINEERS 428 QUORUM DRIVE WATKINSVILLE, MO 64095 TEXAS ENGINEERING REGISTRATION # 1788</small>	

**EXHIBIT A**



## EXHIBIT A

